

PATENT COOPERATION TREATY

From the
INTERNATIONAL SEARCHING AUTHORITY

To:

see form PCT/ISA/220

PCT

WRITTEN OPINION OF THE
INTERNATIONAL SEARCHING AUTHORITY
(PCT Rule 43bis.1)Date of mailing
(day/month/year) see form PCT/ISA/210 (second sheet)Applicant's or agent's file reference
see form PCT/ISA/220**FOR FURTHER ACTION**
See paragraph 2 belowInternational application No
PCT/GB2004/004438International filing date (day/month/year)
20.10.2004Priority date (day/month/year)
22.10.2003International Patent Classification (IPC) or both national classification and IPC
B60R1.06Applicant
SPAFAX INTERNATIONAL LTD.

1. This opinion contains indications relating to the following items:

- ☒ Box No. I Basis of the opinion
- ☐ Box No. II Priority
- ☐ Box No. III Non-establishment of opinion with regard to novelty, inventive step and industrial applicability
- ☐ Box No. IV Lack of unity of invention
- ☒ Box No. V Reasoned statement under Rule 43bis.1(a)(i) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement
- ☐ Box No. VI Certain documents cited
- ☐ Box No. VII Certain defects in the international application
- ☐ Box No. VIII Certain observations on the international application

2. FURTHER ACTION

If a demand for International preliminary examination is made, this opinion will usually be considered to be a written opinion of the International Preliminary Examining Authority ("IPEA"). However, this does not apply where the applicant chooses an Authority other than this one to be the IPEA and the chosen IPEA has notified the International Bureau under Rule 66.1bis(b) that written opinions of this International Searching Authority will not be so considered.

If this opinion is, as provided above, considered to be a written opinion of the IPEA, the applicant is invited to submit to the IPEA a written reply together, where appropriate, with amendments, before the expiration of three months from the date of mailing of Form PCT/ISA/220 or before the expiration of 22 months from the priority date, whichever expires later.

For further options, see Form PCT/ISA/220.

3. For further details, see notes to Form PCT/ISA/220.

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Form (PCT/ISA/237) (Cover Sheet) (January 2004)

**WRITTEN OPINION OF THE
INTERNATIONAL SEARCHING AUTHORITY**International application No.
PCT/GB2004/004438

Box No. I Basis of the opinion

1. With regard to the **language**, this opinion has been established on the basis of the international application in the language in which it was filed, unless otherwise indicated under this item.
 - ☐ This opinion has been established on the basis of a translation from the original language into the following language , which is the language of a translation furnished for the purposes of international search (under Rules 12.3 and 23.1(b)).
2. With regard to any **nucleotide and/or amino acid sequence** disclosed in the international application and necessary to the claimed invention, this opinion has been established on the basis of:
 - a. type of material:
 - ☐ a sequence listing
 - ☐ table(s) related to the sequence listing
 - b. format of material:
 - ☐ in written format
 - ☐ in computer readable form
 - c. time of filing/furnishing:
 - ☐ contained in the international application as filed.
 - ☐ filed together with the international application in computer readable form.
 - ☐ furnished subsequently to this Authority for the purposes of search.
3. ☐ In addition, in the case that more than one version or copy of a sequence listing and/or table relating thereto has been filed or furnished, the required statements that the information in the subsequent or additional copies is identical to that in the application as filed or does not go beyond the application as filed, as appropriate, were furnished.
4. Additional comments:

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Box No. V Reasoned statement under Rule 43b/s.1(a)(i) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement

1. Statement

Novelty (N)	Yes: Claims	2-5,7-14
	No: Claims	1,6,15,16
Inventive step (IS)	Yes: Claims	-
	No: Claims	1-16
Industrial applicability (IA)	Yes: Claims	1-16
	No: Claims	-

2. Citations and explanations**see separate sheet**

**WRITTEN OPINION OF THE
INTERNATIONAL SEARCHING
AUTHORITY (SEPARATE SHEET)**

International application No.

PCT/GB2004/004438**Re Item V.**

- 1 The following documents are referred to in this communication:
- D1: US-B1-6 491 402 (STENZEL ALEXANDER) 10 December 2002 (2002-12-10)
 - D2: GB-A-2 100 205 (METALLWERK FRESE GMBH) 22 December 1982 (1982-12-22)
 - D3: GB-A-1 245 951 (SMALLBONE HAROLD PERCY) 15 September 1971 (1971-09-15)

2 INDEPENDENT CLAIM 1

- 2.1 The present application does not meet the criteria of Article 33(1) PCT, because the subject-matter of claim 1 is not new in the sense of Article 33(2) PCT. Document D1 discloses (cf. col. 1, line 59 to col. 2, line 2 col. 2, line 62 to col. 3, line 25, col. 5, lines 25 to 39 and figures): a universal mounting for a vehicle rear view mirror adapted to fit on a mirror arm of any cross-section comprising a mirror arm engaging surface and clamping means, in which the clamping means are adapted to extend around a mirror arm with which the mounting is to be used, and urge the mirror arm engaging surface against said mirror arm, and in which the mirror arm engaging surface is adapted to engage mirror arms of any cross section.

3. DEPENDENT CLAIMS 2-16

Dependent claims 2-16 do not contain any features which, in combination with the features of any claim to which they refer, meet the requirements of the PCT in respect of novelty and/or inventive step (Article 33(2) and (3) PCT).

- 3.1 The technical features of claims 4, 6, 15 and 16 are disclosed by D1:

- diameter between 16mm and 28mm see D1, col. 1 line 61;
- a cap and a pair of fasteners, see D1, figures;
- universal joint and mirror mounting arm, see D1 figures.

- 3.2. The technical features of claims 2 to 5 and 7 to 10 are disclosed by D1 in

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- combination with D2 - see Search report.
- 3.3. The technical features of claims 11 to 14 are disclosed by D1 in combination with D3-
see Search Report.
4. The universal mounting has industrial applicability in the automotive field.